

COPY

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

FILED

JUL 14 2011

BOARD OF PHARMACY

By: John D. Hugelmeyer
Deputy Attorney General
Tel. (973) 648-3453

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION :
OR REVOCATION OF THE LICENSE OF :

: Administrative Action

MARK S. CARDIS, R.P. :

Licensed No. ~~28R000547000~~ :

: CONSENT ORDER

28RI01946700 :

TO PRACTICE PHARMACY :
IN THE STATE OF NEW JERSEY :

This matter was opened to the New Jersey State Board of Pharmacy (hereinafter "the Board") upon receipt of allegations that Mark Cardis, R.P., (hereinafter "Respondent") created fictitious pharmacy records for prescriptions for controlled substances filled by him for his own use; and that these prescriptions were, in some instances, not authorized by a physician.

These actions would provide a basis for disciplinary action pursuant to N.J.S.A. 45:1-21(b) and (e), N.J.A.C. 13:39-6.2(f), N.J.S.A. 45:14-68(b) and N.J.A.C. 13:39-7.19(b)

if proven. It appearing that Respondent desires to resolve this matter without further recourse to formal proceedings and for good cause shown;

IT IS ON THIS *6* DAY OF *July* 2011,
HEREBY ORDERED AND AGREED THAT:

1. Respondent shall abide by the recommendations of the Professional Assistance Program of New Jersey ("PAPNJ") concerning his health and ongoing recovery. Respondent agrees to the release of quarterly status reports to the Board on his continued compliance with his treatment plan and waives his right of confidentiality therein for the purpose of any proceeding relating to his license to practice pharmacy. PAPNJ may rely upon such waiver until and unless revoked by Respondent with notice to the Board. The waiver shall terminate upon the entry of a further Order of the Board ending the monitoring requirement. Respondent shall be responsible for the payment of all costs associated with the services performed for him by PAPNJ and any referenced psychologist or counselor. Nothing herein shall cause Respondent's medical records to become public records.

2. Respondent shall regularly attend Alcoholics Anonymous/Narcotics Anonymous ("AA/NA") at the frequency recommended by PAPNJ. If Respondent discontinues attendance at any of the support groups without obtaining approval of PAPNJ, he shall be deemed in violation of this Consent Order.

3. Respondent shall give written notice to the Board prior to beginning or changing any employment as a pharmacist. Respondent shall provide a written copy of this Consent Order to any employer which provides him with access to pharmaceuticals

or pharmaceutical records and shall ensure that the employer notifies the Board in writing that he or she has read the Consent Order.

4. Respondent shall abstain from all psychoactive substances, including controlled dangerous substances, and shall not possess any controlled dangerous substances except pursuant to a *bona fide* prescription written by a physician or dentist for good medical or dental cause in his own treatment. In addition, Respondent shall advise any and all treating physicians and/or dentists of his history of substance abuse. Respondent shall cause any physician or dentist who prescribes medication for him which is a controlled dangerous substance to provide a written report to the Board together with patient records indicating the need for such medication. Such report shall be provided to the Board no later than two (2) days subsequent to the prescription in order to avoid confusion which may be caused by a confirmed positive urine test as a result of such medication.

5. Respondent shall provide any and all releases to any and all health care professionals who are participating in the monitoring, treatment, or other program as outlined in this Order, including but not limited to his psychologist or counselor, as may be required in order that all reports, records, and other pertinent information may be provided to, and utilized by, the Board in a timely manner. Participating health care professionals may rely upon such releases until and unless revoked by Respondent with notice to the Board. The releases shall terminate upon the entry of a further Order of the Board ending the monitoring requirement. Respondent agrees that any such reports, records, and other pertinent information provided may be used by the Board or the Attorney General in any civil or administrative proceeding related to Respondent's license to practice pharmacy.

6. Until further order of the Board, Respondent shall not be a pharmacist-in-charge or a preceptor; and shall be barred from being a permit holder either directly, or indirectly through connection with any person related by blood or marriage.

7. The parties hereby stipulate that entry of this Order is without prejudice to further action by this Board or other law enforcement entities resulting from Respondent's conduct.

NEW JERSEY STATE BOARD OF PHARMACY

By: Edward G. McGinley
Edward G. McGinley, R.Ph.
President

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order. In signing this order I make no admissions of wrongdoing.

Mark S. Cardis, R.P.
Mark S. Cardis, R.P.

Consent is hereby given to the form and entry of this order.

Robert J. Conroy, Esq.
Robert J. Conroy, Esq.

ADVERSE ACTION CLASSIFICATION CODE

National Practitioner Data Bank
Healthcare Integrity and Protection Data Bank**Entity:** NEW JERSEY BOARD OF PHARMACY (NEWARK, NJ)Select up to five adverse action classification codes and click **Continue**.**Note:** Any existing selections can be changed.

Help



- ☐ 1110 - Revocation of License
- ☐ 1125 - Probation of License
- ☐ 1135 - Suspension of License
- ☐ 1138 - Summary or Emergency Limitation or Restriction on License (NPDB Only)
- ☐ 1139 - Summary or Emergency Suspension of License (NPDB Only)
- ☐ 1140 - Reprimand or Censure
- ☐ 1145 - Voluntary Surrender of License
- ☐ 1146 - Voluntary Limitation or Restriction on License
- ☐ 1147 - Limitation or Restriction on License
- ☐ 1148 - Denial of License Renewal
- ☐ 1149 - Denial of Initial License
- ☐ 1173 - Publicly Available Fine/Monetary Penalty
- ☐ 1189 - Publicly Available Negative Action or Finding, Specify

☐ 1199 - Other Licensure Action - Not Classified, Specify

Continue

Clear

Return to Options

Log Out